

# KOERNER & OLENDER, P.C.

Attorneys at Law  
11913 Grey Hollow Court  
North Bethesda, Maryland 20852-5706

Tel. (301) 468-3336  
Fax (301) 468-3343  
bkofcclaw@erols.com

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Robert L. Olender •  
[rolender.law@comcast.net](mailto:rolender.law@comcast.net)

James A. Koerner  
[jkoerner.law@comcast.net](mailto:jkoerner.law@comcast.net)

\*not admitted in MD

Molly Parezo, office manager  
[mparezo.law@comcast.net](mailto:mparezo.law@comcast.net)

September 8, 2005

## HAND DELIVERY

Marlene H. Dortch, Secretary  
Federal Communications Commission  
The Portals, TW-A325  
445 Twelfth Street, S.W.  
Washington, D.C. 20554

Re: Amendment of Section 73.202(b),  
Augusta, Kentucky

Dear Ms. Dortch:

Transmitted herewith, on behalf of Grant County Broadcasters, Inc., licensee of radio Station WNKR, Williamstown, Kentucky, are an original and six (6) copies of its Motion to Accept Opposition to Petition for Reconsideration and the Opposition to Petition for Reconsideration filed by Augusta/Bracken Broadcasting.

Should further information be desired in connection with this matter, please communicate with this office.

Sincerely,



Robert L. Olender  
Counsel for  
Grant County Broadcasters, Inc.

RLO/mp  
30033 Dortch 090805

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Federal Communications Commission  
Office of Secretary

Before the  
Federal Communications Commission  
Washington, D.C. 20554

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SEP - 8 2005

Federal Communications Commission  
Office of Secretary

In the Matter of )

)  
Amendment of Section 73.202(b),  
Table of Allotments,  
FM Broadcast Stations,  
(Augusta, Kentucky) )

MM Docket No. \_\_\_\_\_  
RM- \_\_\_\_\_

To: Office of the Secretary  
Assistant Chief, Audio Division, Media Bureau

**MOTION TO ACCEPT**  
**OPPOSITION TO PETITION FOR RECONSIDERATION**

Grant County Broadcasters, Inc., licensee of Radio Station WNKR, Williamstown, Kentucky ("WNKR"), by its attorneys, hereby moves that the Commission accept the Opposition to Petition for Reconsideration, filed simultaneously herewith, in the above-captioned proceeding. Grounds therefore are as follows:

As demonstrated in the Opposition, an application filed by WNKR is or may be mutually-exclusive with the captioned rulemaking proposal advanced by Augusta/Bracken Broadcasting ("ABB").

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WNKR acknowledges that the Opposition is untimely. However, WNKR was not served with the ABB Petition for Rulemaking filed May 9, 2005, nor with the Petition for Reconsideration, filed by ABB on July 22, 2005. No Public Notice was given of either filing, and WNKR was not placed on notice of either filing. It was only by happenstance that WNKR became aware of ABB's filings.

Since the outcome of this matter could affect WNKR's pending application, it appropriate, and fair, that the Commission take into account WNKR's views and arguments.

Therefore, it is requested that the Opposition to Petition for Reconsideration be accepted.

Respectfully submitted,

**GRANT COUNTY BROADCASTERS, INC.**

By:   
James A. Koerner  
Robert L. Olender  
Their Attorneys

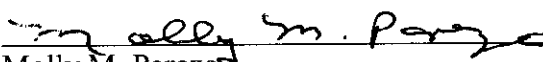
September 8, 2005

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North Bethesda, MD 20852  
(301) 468-3336

## **CERTIFICATE OF SERVICE**

I, Molly M. Parezo, secretary at Koerner & Olender, P.C., do hereby certify that on this 8<sup>th</sup> day of September, 2005, I caused a copy of the foregoing "**Motion to Accept Opposition to Petition for Reconsideration**" to be served by first-class mail, postage prepaid, to the following:

John F. Garziglia, Esq.  
Michael H. Shacter, Esq.  
Womble Carlyle Sandridge & Rice, PLLC  
1401 Eye Street, N.W.  
Seventh Floor  
Washington, D.C. 20005

  
Molly M. Parezo